IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.597 OF 2004
IN
NOTICE OF MOTION NO.1428 OF 2004
IN
SUIT NO.1434 OF 2004

Ebrahim Haji Shakoor .. Appellant.

V/s.

M/s.Adarsh Home Developers & Ors. .. Respondents.

Mr.A.C. Singh with D.R. Shah for the appellant.

Mr.A.Y. Bookwala i/b. Fazalbhoy Motafram & Co. for respondent Nos.1 to 5.

CORAM : R.M. LODHA, &
J.P. DEVADHAR, JJ.

DATED : 29TH SEPTEMBER, 2004.

P.C. :

Heard Mr.Anil C. Singh, the learned counsel for the appellant and perused the impugned order.

2. Having considered the matter, we are satisfied that no interference is called for in the impugned order.

3. The appeal is dismissed in limine.

4. The notice of motion has already been expedited by the learned motion Judge. We expect the learned motion Judge to hear and decide the notice of motion No.1428 of 2004 expeditiously and preferably within three months from the date the application is made by either of the parties for fixing the date of notice of motion for hearing.

(R.M. LODHA, J.)

(J.P. DEVADHAR, J.)